IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

GRACE LAPHAN, Plaintiff, v. SGT. WILLIAM HAINES, SGT. MICHAEL LANGDALE, CHIEF DAVID MONTELLA, OFFICER GEORGE MOORE, JOHN BURGY, AND UPPER PROVIDENCE TOWNSHIP Defendants.	: : : : : : :	 CIVIL ACTION No. 14-4063

ORDER

AND NOW, this ___3rd_____ day of _____November________, 2014, it is **ORDERED** that the Upper Providence Township Defendants' Motion to Dismiss (ECF No. 10) is **GRANTED IN PART AND DENIED IN PART** as follows:

- All claims against Officer George Moore are **DISMISSED WITH PREJUDICE.**
- All malicious persecution claims in Count 6 of Plaintiff's complaint (ECF No. 1) sounding in federal law against Sgt. William Haines, Sgt. Michael Langdale and Chief David Montella are **DISMISSED** because they are duplicative with the charges in Count 1.
- The remainder of the motion is **DENIED AS MOOT** in light of Plaintiff's Amended complaint (ECF No. 21).

It is **FURTHER ORDERED** that Defendant Burgy's Motion to Dismiss (ECF No. 11) is **DENIED AS MOOT** in light of Plaintiff's Amended complaint (ECF No. 21).

s/Anita B. Brody

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ANITA B. BRODY, J.

Copies **VIA ECF** on __________ to: Copies **MAILED** on ___to: